

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION**

JASON C. SCHNEIDER, individually	§
and on behalf of all others similarly	§
situated, <i>et al.</i> ,	§
	Plaintiffs,
v.	§ Case No: 22-293
	§
LLOYD J. AUSTIN, III, in his official	§
capacity as United States Secretary of	§
Defense, <i>et al.</i> ,	§
	§
	Defendants.
	§

**NOTICE OF SUPPLEMENTAL FACTS**

Plaintiffs respectfully notify the Court that on October 3, 2023, Defendants agreed to pay \$900,000 in attorneys' fees to the class counsel in *Colonel Financial Management Officer v. Austin*, No. 8:22-cv-1275 (M.D. Fla.), as a result of settlement negotiations in that litigation. *See* Fee Settlement Agreement & Release 2, Ex. A. This is the class in which Plaintiffs here were members and from which Plaintiffs here claim entitlement to attorneys' fees as prevailing parties, a Motion for which is currently pending before this Court. Dkt. 31.

October 10, 2023

Respectfully submitted,

/s/ Kenneth A. Klukowski  
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under the supervision of D.C. attorneys.

*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on October 10, 2023, the foregoing document was filed through the Court's ECF system and a copy will be served on each of the Defendants according to the Federal Rules of Civil Procedure.

/s/ *Kenneth A. Klukowski*  
Kenneth A. Klukowski